

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JUNE 19, 2006**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, June 19, 2006, with President Gray presiding.

Councillor Conley led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Talley instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

26 PRESENT: Abdullah, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley
3 ABSENT: Franklin, Langsford, Pfisterer

A quorum of twenty-six members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Abdullah recognized his nephew Sean Paul Martin. Councillor Gibson introduced State Senator Billie Breaux and State Representatives Bill Crawford and Greg Porter. Councillor Boyd recognized Friends of the Housing Trust Fund members in attendance. Councillor Talley recognized neighborhood activist Jean Breaux. Councillor Sanders recognized former City-County Councillor Susan Williams. Councillor Nytes recognized Greg Charleston, Executive Director of the Indianapolis Arts Council. Councillor Salisbury recognized former City-County Councillor Carlton Curry. Councillor Brown introduced Assistant Police Chief Sonny Wyatt and Fire Department Chief James Greeson, and Washington Township Fire Department Chief Robin Nicholson.

OFFICIAL COMMUNICATIONS

President Gray asked Carlton Curry, Department of Waterworks, to give a brief update on Indianapolis Water. He detailed the history of the purchase of the Water Company and the goals of the City in managing this resource. He reviewed a brief handout and recounted successes since the acquisition: safe drinking water, rate freeze, International Organization for Standardization (ISO) certified, and significant reduction in taste and odor complaints. He said that some significant capital investment is needed over the next four years to improve the quality of life in central Indiana. There have been no rate increases since 1998, and they are finding it necessary to raise rates to fund some of these capital improvements needed. A rate increase of about 30 percent will be recommended to the Waterworks Board, with most residential customers seeing on average a \$5 increase on their bill, which is still lower than most comparable cities.

Councillor Gibson asked how much longer the contract for Veolia Water, the manager for the Waterworks, will last. Mr. Curry said that it is a 20-year contract, with approximately 16 years left. Councillor Gibson asked how Veolia continues to work within the contract, with increases in fuel. He asked when the proposed increase will be before the Council. Mr. Curry said that the proposed increase will go before the Waterworks Board and the IURC (Indiana Utility Regulatory Commission). He said that if the Council would like an in-depth presentation, they'd be happy to do so. He said that there are provisions within the contract regarding increases in the service fee, and Veolia has not made much money in the first few years. Next year, the rate increase ceiling goes away, and those rates can be raised.

Councillor Talley asked if Mr. Curry could be asked to attend a Committee meeting for a more in-depth question and answer period. He said that the Committee forum would be more appropriate for that discussion.

Councillor Gibson agreed and thanked Mr. Curry for his presentation.

Councillor Bradford agreed and said that he would like to see a public hearing, with board members present, so that this rate increase can be discussed in a public forum.

Councillor Conley, as chair of the Public Works Committee, said that he would be happy to schedule a presentation where adequate public input can be sought.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 19, 2006, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Monroe Gray
President, City-County Council

June 2, 2006

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

June 19, 2006

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Wednesday, June 7, 2006, a copy of a Notice of Public Hearing on Proposal Nos. 328, 330-337, and 340-344, 2006, said hearing to be held on Monday, June 19, 2006, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Jean Ann Milharcic
Clerk of the City-County Council

June 6, 2006

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Jean Ann Milharcic, the following ordinances:

SPECIAL RESOLUTION NO. 41, 2006 – an inducement resolution for Canterbury Lake L.P. and Canterbury Lake LLC, or their designees, in an amount not to exceed \$16,500,000 for the acquisition and construction of a 252-unit affordable apartment community situated on 47 acres located at 3355 S. Arlington Avenue (Canterbury Lakes Apartment Project) (District 25)

SPECIAL RESOLUTION NO. 42, 2006 – an inducement resolution for Pedcor Investments-2006-LXXXVIII, L.P. in an amount not to exceed \$15,000,000 for the acquisition and construction of a 220-unit affordable apartment community (Forest Ridge Apartment Community) situated on approximately 25 acres located southeast of the intersection of 79th Street and Township Line Road (District 2)

SPECIAL RESOLUTION NO. 43, 2006 - an inducement resolution for Urban Innovations, Ltd in an amount not to exceed \$6,750,000 for the acquisition, rehabilitation and renovation of a 111-unit low-income elderly apartment complex located at 8851 Colby Boulevard (Park Regency Apartments Project) (District 1)

June 12, 2006

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Jean Ann Milharcic, the following ordinances:

FISCAL ORDINANCE NO. 50, 2006 – approves an appropriation of \$283,000 in the 2006 Budget of the Office of Finance and Management (Landmark Building Preservation Fund) for the purpose of conducting a HVAC/Exhaust study and making capital repairs and improvements to electrical and plumbing systems at the City Market

FISCAL ORDINANCE NO. 51, 2006 – appropriates \$1,880,080 to the Information Services Agency (Information Services Internal Service Fund) to provide funding for a city-county enterprise-wide upgrade of the Microsoft Windows Operating System, including Outlook Exchange and Office Professional 2003, financed by fund balance

FISCAL ORDINANCE NO. 52, 2006 – appropriates a total of \$544,550 to the Marion County Justice Agency for the Metro Drug Task Force (\$244,550) and for an analysis of the juvenile detention system (\$300,000) financed by grants from the Indiana Criminal Justice Agency and from the Annie E. Casey Foundation

FISCAL ORDINANCE NO. 58, 2006 – approves an increase of \$196,445 in the 2006 Budget of the Department of Public Safety, Police Division (Federal Grants and Non-Lapsing Federal Grants Funds) to appropriate six federal grants and to transfer funds between characters for another federal grant

FISCAL ORDINANCE NO. 59, 2006 – approves an appropriation of \$34,634 in the 2006 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund) to reimburse the Indianapolis Airport Authority, Indianapolis Public Transportation Corporation and the Emergency Management Division for expenses incurred in 2005 during Hurricane Katrina relief efforts, financed by funds provided by the U.S. Department of Homeland Security

FISCAL ORDINANCE NO. 60, 2006 – approves an increase of \$620,421 in the 2006 Budget of the Department of Public Safety, Fire Division (Federal Grants and Non-Lapsing Federal Grants Funds), to fund the Urban Search and Rescue (USAR) Task Force operations for 2006-2007, to restore a contingency

budget for future USAR deployments, and to purchase supplies, financed by grants from the U.S. Department of Homeland Security/Federal Emergency Management Agency and transfers between characters

GENERAL ORDINANCE NO. 64, 2006 – clarifies and formally creates the Indianapolis Landmark Building Preservation Fund created by Proposal No. 489, 1999 (Fiscal Ordinance No. 99, 1999)

GENERAL ORDINANCE NO. 65, 2006 – amends the Code for the purpose of clarifying regulations regarding the requirements for registration to use sidewalk sales areas

GENERAL ORDINANCE NO. 66, 2006 - authorizes intersection controls for the Southport Trace Subdivision (District 24)

GENERAL RESOLUTION NO. 8, 2006 – authorizes the Department of Waterworks to conclude the sale of certain assets in the Town of Darlington, Montgomery County, to Aqua Indiana, Inc.

GENERAL RESOLUTION NO. 9, 2006 - authorizes the Department of Waterworks to conclude the sale of certain assets in Clay Township, Hamilton County, to the City of Carmel

SPECIAL RESOLUTION NO. 37, 2006 – remembers the life of and honors Virginia Dill McCarty, who passed away at her home on May 26, 2006

SPECIAL RESOLUTION NO. 38, 2006 – recognizes the 3rd Annual Indianapolis Book Fest, sponsored by Indianapolis Book Fest, Inc.

SPECIAL RESOLUTION NO. 39, 2006 - recognizes Sam Garrison for his commitment and dedication as an IndyGo driver

SPECIAL RESOLUTION NO. 40, 2006 - recognizes Indianapolis as a city committed to inclusion and a member of the Partnership for Working Toward Inclusive Communities

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Borst stated that he submitted a proposal through Robert G. Elrod, Minority Attorney, on June 9, 2006 before noon on the deadline and it is not shown under introductions on the agenda. He said that keeping the proposal off the agenda for introduction is a violation of Sec. 151-49, as the introduction met all requirements. He moved to appeal the chair's decision to withhold that proposal for introduction.

Councillor Talley seconded the motion, and encouraged his fellow Councillors to uphold the chair's decision.

Councillor Schneider asked if before voting, the Council can hear the reasoning behind the chair's ruling. Councillor Talley stated that a motion to appeal the chair's decision is not debatable. Councillor Schneider said that he is not asking for a debate, but in order to make an informed decision on the vote for this motion, he would like to know the reason for the chair's decision, so that if it is valid, he can vote to support the chair.

General Counsel Aaron Haith explained that both caucuses executed an agreement on February 22, 2005 that all efforts to streamline and improve efficiencies in criminal justice should first go through the Criminal Justice Planning Council. He added that this proposal requires an additional appropriation from the Consolidated County Fund, which requires introduction by the Controller's Office or Auditor's Office, and neither of these have submitted the proposal. He stated that the planning council is now considering a fiscal study of additional jail beds, and this proposal is premature. Finally, the President sets the agenda for these meetings, and it is ultimately his decision as to whether or not an item is properly introduced.

Councillor Borst said that Sec. 151 of the Code indicates that the President sets the order of the agenda only, and not the content. He added that the Controller and Auditor do not have the authority to introduce a proposal, and only the 29 elected officials of this body are allowed to introduce a proposal. If any department or agency wants a proposal introduced, they must have a Councillor agree to introduce such. Mr. Haith said that fiscal proposals require the approval of the Controller or Auditor.

Councillor Bradford asked in using this reasoning, why Proposal No. 369, 2006 is allowed to be introduced legally. Councillor Bowes said that this question is out of order, and a motion has been made to uphold the chair's ruling.

The motion to uphold the chair's ruling carried on the following roll call vote; viz:

14 YEAS: Abdullah, Bowes, Boyd, Brown, Conley, Gibson, Gray, Mahern, Mansfield, Moriarty Adams, Nytes, Oliver, Sanders, Talley
12 NAYS: Borst, Bradford, Cain, Cockrum, Day, Keller, McWhirter, Plowman, Randolph, Salisbury, Schneider, Speedy
0 NOT VOTING:
3 ABSENT: Franklin, Langsford, Pfisterer

Councillor Schneider asked for consent to explain his vote. Consent was given. He said that he is very disappointed in the chair's ruling, as this proposal was in on time and drafted properly at the request of a Councillor.

Without further objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of June 5, 2006. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 371, 2006. The proposal, sponsored by All Councillors, recognizes all those involved in response to the tragedy on Hamilton Avenue. Councillor Mansfield read the resolution and presented copies of the document and Council pins to those in attendance. She stated that this effort required a lot of teamwork and dedication. Chief Michael Spears, Indianapolis Police Department, stated that it was sad the city had to experience such a horrific crime, but he is proud of the way police officers and the community responded. Councillor Mansfield moved, seconded by Councillor Randolph, for adoption. Proposal No. 371, 2006 was adopted by a unanimous voice vote.

Proposal No. 371, 2006 was retitled SPECIAL RESOLUTION NO. 44, 2006, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 2006

A SPECIAL RESOLUTION honoring the men and women of law enforcement for their initiative, professionalism and dedication to our community in solving the horrific massacre of seven members of our community.

WHEREAS, on June 1, 2006, Indianapolis suffered its worst mass slayings in which Alberto Covarrubias, Emma Valdez, Magno Albarran, Flora Albarran, Alberto Covarrubias, David Covarrubias and Luis Albarran were killed in their home in the 500 block of North Hamilton Avenue; and,

WHEREAS, the tragic deaths of this family demanded fast action which our law enforcement officers provided resulting in the prompt arrest of those responsible for this horrible act; and,

WHEREAS, our law enforcement officers led by members of the Indianapolis Police Department immediately immersed themselves into their investigation of the crimes with the intent of finding and arresting the perpetrators without delay; and,

WHEREAS, recognizing the grief, family concerns and potential communication barriers, the Indianapolis Police Department engaged the services of its bilingual officers, crime scene specialists and the Mayor's race relations office, to reduce the tensions of the community, and to engage our community in the effort to find those responsible for the crime; and,

WHEREAS, the hard work and sharing of duties in the course of their investigation resulted in the prompt arrest, on Saturday, June 3, 2006, of the two men now charged with the murders, who are in jail and awaiting trial; and,

WHEREAS, in the course of their investigation, the officers displayed a high degree of initiative, professionalism and an obvious dedication to their duties and to us, the community they serve; and,

WHEREAS, all members of the departments involved performed beyond the normal requirements of any assignment and demonstrated job proficiency and abilities in resolving a serious and sensitive situation; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby proudly acknowledges and honors the extraordinary loyalty, professionalism and initiative that resulted in the prompt identification and apprehension of those two very dangerous men who now stand accused of the murders of seven (7) members of our community.

SECTION 2. The Council salutes the men and women of the Indianapolis Police Department and fellow law enforcement agencies for their commitment to serving our community by working in partnership with residents, businesses and organizations that make up our great city.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 302, 2006. The proposal, sponsored by All Councillors, recognizes Heather Fultz-Smith for 13 years of hard work and dedication to the City-County Council. Councillor Borst read the proposal and presented Ms. Smith with a copy of the document and a Council pin. Ms. Smith thanked the Council for the recognition and said that working in the Council Office has been a very valuable experience. Councillors Bradford, Gibson, Cockrum, Conley, Boyd and Randolph thanked Heather for all of her hard work and support over the years. Councillor Borst moved, seconded by Councillor Bradford, for adoption. Proposal No. 302, 2006 was adopted by a unanimous voice vote.

Proposal No. 302, 2006 was retitled COUNCIL RESOLUTION NO. 82, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 82, 2006

A COUNCIL RESOLUTION recognizing Heather Fultz-Smith for 13 years of hard work and dedication to the City-County Council.

WHEREAS, Heather is a wife and mother of one, a graduate of Broad Ripple High School, and a gifted writer who has had letters to the editor printed in the Indianapolis Star; and

June 19, 2006

WHEREAS, Heather began working with the Council as the Front Desk Administrative Assistant in August of 1993 and was promoted to Senior Administrative Assistant in 2004; and

WHEREAS, Heather was the clerk for the Municipal Corporations Committee from 1993-2006, the Parks and Recreation Committee from 1995-2006 and the Community Affairs Committee from 1993-2004; and

WHEREAS, Heather was dedicated and committed to doing her very best in every task that she handled, was very dependable and had great follow-through on all tasks, was one of the best Administrative Assistants in the history of the City-County Council, and will be missed; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Heather Fultz-Smith on a very professional and diligent career with the Council.

SECTION 2. The Council heartily congratulates Heather on her new endeavor at the Indiana Convention and Visitors Association.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 353, 2006. The proposal, sponsored by Councillors Borst, Cockrum and Mahern, recognizes Dr. Robert Burgbacher, retiring Executive Director of the Mary Rigg Neighborhood Center. Councillor Borst read the proposal and presented Dr. Burgbacher with a copy of the document and a Council pin. Mr. Burgbacher thanked the Council for the recognition. Councillor Borst moved, seconded by Councillor Cockrum, for adoption. Proposal No. 353, 2006 was adopted by a unanimous voice vote

Proposal No. 353, 2006 was retitled SPECIAL RESOLUTION NO. 45, 2006, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 2006

A SPECIAL RESOLUTION recognizing Dr. Robert Burgbacher.

WHEREAS, Dr. Robert Burgbacher, known affectionately as Dr. Bob, is retiring June 30, 2006, after 27 years of leading the Mary Rigg Neighborhood Center as Executive Director ; and

WHEREAS, Dr. Bob has contributed to the community as President and CEO of Neighborhood Services of Central Indiana, the Dean of Indiana Christian University, and as a senior Pastor; and

WHEREAS, Mary Rigg has grown and prospered under Dr. Bob's leadership by helping many individuals, children, families, and neighborhoods in the west Indianapolis community; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council thanks Dr. Bob Burgbacher for over 44 years of service to Indianapolis and for making the Westside and our whole city a great place to live and work.

SECTION 2. The Council further hopes Dr. Bob gets to travel extensively and partake in his hobby of fine dining.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 372, 2006. The proposal, sponsored by Councillor Randolph, recognizes Youth Hoops of Indianapolis for its many accomplishments and contributions to the community.

Councillor Randolph stated that representatives could not be present this evening, and he moved, seconded by Councillor Talley, to postpone Proposal No. 372, 2006. Proposal No. 372, 2006 was postponed by a unanimous voice vote.

PROPOSAL NO. 373, 2006. The proposal, sponsored by Councillors Nytes, Borst and Gray, acknowledges and celebrates the 2006 AT&T USA Outdoor Track and Field Championships. Councillor Nytes read the proposal and presented representatives with copies of the document and Council pins. Susan Williams and Craig Mastfire thanked the Council for the recognition and said that good partnerships are very important and this track is one of the best and fastest in the world. Councillors Borst and Boyd stated that this is a great accomplishment to host these types of events. Councillor Nytes moved, seconded by Councillor Borst, for adoption. Proposal No. 373, 2006 was adopted by a unanimous voice vote.

Proposal No. 373, 2006 was retitled SPECIAL RESOLUTION NO. 46, 2006, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 2006

A SPECIAL RESOLUTION acknowledging and celebrating the 2006 AT&T USA Outdoor Track & Field Championships.

WHEREAS, America's most elite track and field athletes converge on Indianapolis June 21-25 for the 2006 AT&T USA Outdoor Track & Field Championships for the first time since 1997; and

WHEREAS, Indiana Sports Corporation and Indiana University-Purdue University at Indianapolis (IUPUI) are the event partners; and

WHEREAS, USA Track & Field (formerly a part of the Amateur Athletic Union) has been headquartered in Indianapolis since 1979; and

WHEREAS, IU Michael A. Carroll Track & Soccer Stadium on the campus of IUPUI has been host to four world records and nine American records in track and field; and

WHEREAS, more than 1,400 central Indiana residents, led by local organizing committee co-chairs DeDee Nathan, Bob Kennedy and Geoff Lord, will volunteer their time and talents to help run this event; and

WHEREAS, more than 30,000 fans are expected to attend the event; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly celebrates the return of elite national track and field competition to Indianapolis for the first time since 1997.

SECTION 2. The Council energetically acknowledges the 2006 AT&T USA Outdoor Track & Field Championships.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 90, 2006. Councillor Conley reported that the Public Works Committee heard Proposal No. 90, 2006 on June 15, 2006. The proposal, sponsored by Councillor Gray, reappoints Al Finnell to the Board of Public Works. Councillor Conley said that Mr. Finnell needs to resign his position on this board, therefore he moved, seconded by Councillor Moriarty Adams, to strike Proposal No. 90, 2006. Proposal No. 90, 2006 was stricken by a unanimous voice vote.

PROPOSAL NO. 176, 2006. Councillor Mahern reported that the Metropolitan Development Committee heard Proposal No. 176, 2006 on June 12, 2006. The proposal, sponsored by Councillors Gray and Conley, reappoints Michael Rinebold to the Indianapolis Housing Agency Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Mahern moved, seconded by Councillor Nytes, for adoption. Proposal No. 176, 2006 was adopted by a unanimous voice vote.

Proposal No. 176, 2006 was retitled COUNCIL RESOLUTION NO. 83, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 83, 2006

A COUNCIL RESOLUTION reappointing Michael Rinebold to the Indianapolis Housing Agency Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis Housing Agency Board, the Council reappoints:

Michael Rinebold

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009 or until a successor is appointed and qualifies.

Councillor Boyd reported that the Rules and Public Policy Committee heard Proposal Nos. 295 and 296, 2006 on June 6, 2006. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 295, 2006. The proposal, sponsored by Councillors Gray, Talley, Sanders and Brown, appoints Lonnell Conley as the majority caucus member of the Early Intervention Planning Council. PROPOSAL NO. 296, 2006. The proposal, sponsored by Councillors Gray, Talley, Sanders, Conley and Brown, appoints Kent Burrow as a member of the Early Intervention Planning Council. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Boyd moved, seconded by Councillor Gibson, for adoption. Proposal Nos. 295 and 296, 2006 were adopted by a unanimous voice vote.

Proposal No. 295, 2006 was retitled COUNCIL RESOLUTION NO. 84, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 84, 2006

A COUNCIL RESOLUTION appointing Lonnell Conley as the majority caucus member of the Early Intervention Planning Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Early Intervention Planning Council, the Council appoints:

Lonnell Conley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007.

Proposal No. 296, 2006 was retitled COUNCIL RESOLUTION NO. 85, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 85, 2006

A COUNCIL RESOLUTION appointing Kent Burrow, experienced in public accounting and finance, as a member of the Early Intervention Planning Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Early Intervention Planning Council, the Council appoints:

Kent Burrow

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007.

PROPOSAL NO. 327, 2006. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 327, 2006 on June 7, 2006. The proposal, sponsored by Councillors Gray, Abdullallah, Gibson and Brown, appoints Jane Hart-Ajabu, as a lay person, to the Marion County Community Corrections Advisory Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Conley, for adoption. Proposal No. 327, 2006 was adopted by a unanimous voice vote.

Proposal No. 327, 2006 was retitled COUNCIL RESOLUTION NO. 86, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 86, 2006

A COUNCIL RESOLUTION appointing Jane Hart-Ajabu, as a lay person, to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Jane Hart-Ajabu

SECTION 2. The appointment made by this resolution is for a term ending on December 31, 2007. The person appointed by this resolution shall serve at the pleasure of the Council or until a successor is appointed and qualifies.

PROPOSAL NO. 339, 2006. Councillor Conley reported that the Public Works Committee heard Proposal No. 339, 2006 on June 15, 2006. The proposal, sponsored by Councillors Conley, Mahern, Moriarty Adams, Speedy, Keller, Brown, Gibson, Sanders, Gray and Mansfield, approves the Mayor's appointment of Kumar Menon as the Director of the Department of Public Works. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Conley moved, seconded by Councillor Gibson, for adoption. Proposal No. 339, 2006 was adopted by a unanimous voice vote.

Proposal No. 339, 2006 was retitled COUNCIL RESOLUTION NO. 87, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 87, 2006

A COUNCIL RESOLUTION approving the Mayor's appointment of Kumar Menon as the Director of the Department of Public Works for a term ending December 31, 2006, and until a successor is appointed and confirmed.

June 19, 2006

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Public Works is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Kumar Menon to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 2006; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Kumar Menon is approved and confirmed by the City-County Council to serve as the Director of the Department of Public Works for a term ending December 31, 2006, and until a successor is appointed and confirmed.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 362, 2006. Councillor Sanders reported that the Administration and Finance Committee heard Proposal No. 362, 2006 on June 13, 2006. The proposal, sponsored by Councillors Gray, Conley and Sanders, appoints Marilyn Pfisterer to the City-County Internal Audit Committee. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Sanders moved, seconded by Councillor Gibson, for adoption. Proposal No. 362, 2006 was adopted by a unanimous voice vote.

Proposal No. 362, 2006 was retitled COUNCIL RESOLUTION NO. 88, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 88, 2006

A COUNCIL RESOLUTION appointing Marilyn Pfisterer to the City-County Internal Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-County Internal Audit Committee, the Council appoints:

Marilyn Pfisterer

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2006.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 363, 2006. Introduced by Councillors Sanders, Conley, Brown, Gray and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which enables the Controller to reserve a percentage of county agency funding out of the County General Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 364, 2006. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Amy Marks Callahan to the Indianapolis Air Pollution Control Board "; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 365, 2006. Introduced by Councillors Brown and Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Steve Rudner to the Indianapolis Greenways Development Committee"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 366, 2006. Introduced by Councillors Gray and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints C.L. Day to the Marion County Juvenile Detention Center Advisory Board "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 367, 2006. Introduced by Councillors Gray and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints D. Michael Wallman, as a lay person, to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 368, 2006. Introduced by Councillors Gray and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Kathryn Rietmann to the Wellfield Education Corporation Board "; and the President referred it to the Public Works Committee.

PROPOSAL NO. 369, 2006. Introduced by Councillors Brown, Sanders, Gray, Conley, Langsford, Keller, Mansfield, Talley, Franklin, Nytes and Gibson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves the consolidation of the Washington Township Fire Department into the Indianapolis Fire Department on the effective date of January 1, 2007"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 370, 2006. Introduced by Councillors Franklin and Gibson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which amends Chapter 531, Animals, of the Revised Code of the Consolidated City and County "; and the President referred it to the Rules and Public Policy Committee.

Councillor Boyd stated that Proposal No. 369, 2006 will be heard at tomorrow evening's Rules and Public Policy Committee hearing, but no action is expected to be taken at that meeting, in order to allow more time for digestion of the proposal and public input.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 374, 2006, PROPOSAL NO. 375, 2006, and PROPOSAL NOS. 376-385, 2006. Introduced by Councillor Mahern. Proposal No. 374, 2006, Proposal No. 375, 2006, and Proposal Nos. 376-385, 2006 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on June 5, 7 and 8, 2006. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 89-100, 2006, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 89, 2006.

2006-ZON-811

12011 EAST 79th STREET (Approximate Address), INDIANAPOLIS

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 12

DENNIS L. JOURDON requests a rezoning of one acre, from the D-A District, to the D-2 classification to provide for subdivision of the parcel into two lots for an additional single-family dwelling.

REZONING ORDINANCE NO. 90, 2006.

2006-ZON-031

5425 VICTORY DRIVE (Approximate Address), INDIANAPOLIS

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 25

JAMES R. SPEISER, D.V.M., by Julia Dimick, requests rezoning of 5.27 acres, from the C-S District, to the C-S classification to provide for office uses and a veterinary clinic.

REZONING ORDINANCE NO. 91, 2006.

2005-ZON-201

85 EAST EPLER AVENUE (Approximate Address) INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 23.

JEFF AND PEGGY BEINEKE, by Michael J. Kias, requests a rezoning of 0.865 acre, being in the C-3 District, to the C-5 classification to provide for general commercial uses.

REZONING ORDINANCE NO. 92, 2006.

2005-ZON-851 (Amended)

8499 EVERGREEN AVENUE (Approximate Address), INDIANAPOLIS

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3.

MICHAEL COCHARD, by David Kingen, requests a rezoning of 0.28 acre, being in the D-A District to the C-S classification, to provide for a single-family dwelling and an exercise-therapy business within the dwelling.

REZONING ORDINANCE NO. 93, 2006.

2006-ZON-009

1421 NORTH GERMAN CHURCH ROAD (Approximate Address), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 18

HEATHER HILLS BAPTIST CHURCH, requests a rezoning of 17.060 acres, being in the SU-1 and D-A Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 94, 2006.

2006-ZON-027

1636 CORNELL AVENUE (Approximate Address), INDIANAPOLIS

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

MARTINDALE BRIGHTWOOD, LLC, requests a rezoning of 0.306 acre, from the I-3-U District, to the D-8 classification to provide for residential uses.

REZONING ORDINANCE NO. 95, 2006.

2006-ZON-029

6580 EAST 46TH STREET (Approximate Address), INDIANAPOLIS

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 11

STATE CONVENTION OF BAPTISTS IN INDIANA requests a rezoning of four acres, from the D-A District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 96, 2006.

2006-ZON-030

523 FABYAN ROAD (Approximate Address), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 23

REVEREND JAMES M. FERRALL, requests a rezoning of 0.578 acre, from the D-3 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 97, 2006.

2006-ZON-032

1540 NORTH COLLEGE AVENUE (Approximate Address), INDIANAPOLIS

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

R.E.M. MASTER BUILDERS, LLC, requests a rezoning of less than one acre, from the C-3 district, to the D-8 classification to provide for the construction of a five unit residential townhome.

REZONING ORDINANCE NO. 98, 2006.

2006-ZON-035

3698 DUBARRY ROAD (Approximate Address), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 17

BOARD OF SCHOOL COMMISSIONERS requests a rezoning of 9.93 acres, from the D-4 District, to the SU-2 classification to provide for the educational uses.

REZONING ORDINANCE NO. 99, 2006.

2006-ZON-805

8000 AND 8080 TOWNSHIP LINE ROAD (Approximate Address), INDIANAPOLIS

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2

ST. ELIZABETH ANN SETON HOSPITAL, by Donald R. Russell, requests a rezoning of 10.78 acres, being in the HD-2 District, to the HD-1 classification to provide for a long-term acute care hospital.

REZONING ORDINANCE NO. 100, 2006.

2006-ZON-810

7710 JOHNSON ROAD (Approximate Address), INDIANAPOLIS

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

HILLSDALE POINT PARTNERSHIP, LLC, by Eugene Valanzano, requests a rezoning of 1.5 acres, from the C-S and D-6II Districts, to the C-S classification to provide for all uses permitted in the I-2-S zoning district, sale of BMW motorcycles and retail sales, services and outdoor display related to home improvements and lawncare.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 275, 2006. Councillor Sanders reported that the Administration and Finance Committee heard Proposal No. 275, 2006 on June 13, 2006. The proposal, sponsored by Councillors Sanders, McWhirter, Conley, Gray and Talley, approves an increase of \$1,100,000 in the 2006 budget of the Marion County Treasurer (County General Fund) for the expected investment interest expense that will exceed the current appropriations (The increased investment activity of the Treasurer will lead to increased investment revenue to offset the additional investment interest expense.). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Gray called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Sanders moved, seconded by Councillor Nytes, for adoption. Proposal No. 275, 2006 was adopted on the following roll call vote; viz:

24 YEAS: Abdullallah, Borst, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Gray, Keller, Mahern, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley

0 NAYS:

2 NOT VOTING: Bowes, Mansfield

3 ABSENT: Franklin, Langsford, Pfisterer

Proposal No. 275, 2006 was retitled FISCAL ORDINANCE NO. 62, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating One Million One Hundred Thousand Dollars (\$1,100,000) in the County General Fund for purposes of the Marion County Treasurer.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 (f) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Treasurer to pay for investment interest expense.

June 19, 2006

SECTION 2. The sum of One Million One Hundred Thousand Dollars (\$1,100,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>1,100,000</u>
TOTAL INCREASE	1,100,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>1,100,000</u>
TOTAL REDUCTION	1,100,000

SECTION 5. The projected December 31, 2006 fund balance for the County General Fund is as follows:

The projected cash balance can not be determined at this time because the Auditor's office has not yet reconciled the December 31, 2005 cash balance.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 328, and 330-337, 2006 on June 7, 2006. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 328, 2006. The proposal, sponsored by Councillors Moriarty Adams, Gray, Talley and Randolph, approves an appropriation of \$8,246,200 in the 2006 Budget of the Police and Fire Divisions of the Department of Public Safety (Consolidated County Fund), the Marion County Coroner (County General Fund), Marion County Superior Court (County General Fund) and the Marion County Sheriff (County General Fund) to fund the public safety and criminal justice needs identified by the Criminal Justice Planning Council, to provide for the transfer of the Arrestee Processing Center from IPD to the Sheriff's Department effective July 1, 2006, and to fund the projected shortage of the Sheriff's fuel budget. PROPOSAL NO. 330, 2006. The proposal, sponsored by Councillors Moriarty Adams, Borst, Brown and Randolph, approves an increase of \$46,000 in the 2006 Budget of the Marion County Superior Court (State and Federal Grants Fund) to appropriate three grants from the Indiana Criminal Justice Institute, the Indiana Supreme Court and the Indianapolis Bar Foundation to fund representation for children in at-risk families, interpreter services, and the development of an instructional video production for use in family law pro se cases. PROPOSAL NO. 331, 2006. The proposal, sponsored by Councillors Moriarty Adams, McWhirter, Brown and Randolph, approves an increase of \$550,000 in the 2006 Budget of the Department of Public Safety, Director's Office (Non-Lapsing Federal Grants Fund) to "harden" potential targets of terrorism, including dams at Eagle Creek and Morse Reservoir and facilities at the Eli Lilly Corporation, financed by a grant from the U.S. Department of Homeland Security. PROPOSAL NO. 332, 2006. The proposal, sponsored by Councillors Moriarty Adams, McWhirter, Brown, Talley and Randolph, approves an increase of \$6,000,000 in the 2006 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund) to replace 2,000 hand held radios as part of the metropolitan Emergency Communications Agency's (MECA) plan to upgrade to a new digital radio system, financed by a grant from the U.S. Department of Justice. PROPOSAL NO. 333, 2006. The proposal, sponsored by Councillors Moriarty Adams, Brown, Talley and Randolph, appropriates \$139,263 in the 2006 Budget of the Marion County Public Defender Agency (State and Federal Grants Fund) to implement the 2nd year of a "Forensic Diversion: Alternatives to Incarceration"

program, funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 334, 2006. The proposal, sponsored by Councillors Moriarty Adams, Brown and Randolph, approves an appropriation totaling \$3,457,730 in the 2006 Budget of the Marion County Community Corrections (State and Federal Grants Fund) to appropriate state funds for the fiscal year 2006/2007, funded by a grant from the Indiana Department of Corrections. PROPOSAL NO. 335, 2006. The proposal, sponsored by Councillors Moriarty Adams, Brown and Randolph, approves an appropriation totaling \$90,434 in the 2006 Budget of Marion County Community Corrections (State and Federal Grants Fund) for a substance abuse treatment program to be provided to offenders located in the Community Corrections Center and the Marion County Jail, financed by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 336, 2006. The proposal, sponsored by Councillors Moriarty Adams, Brown and Randolph, approves a transfer and increase totaling \$35,970 in the 2006 Budget of the Marion County Prosecutor (State and Federal Grants Fund) to continue funding of staff for the Joint Regional Gang Interdiction Program funded by a grant from the Indiana Criminal Justice Institute to purchase "ice light" flashlights for local law enforcement working at sobriety and seat belt checkpoints, funded by a grant from the Governor's Council on Impaired and Dangerous Driving, and for the purchase of laboratory testing supplies for fingerprint examiners, funded by a transfer between characters of a Project Sentry federal grant. PROPOSAL NO. 337, 2006. The proposal, sponsored by Councillors Franklin, Plowman and Randolph, approves an increase of \$260,000 in the 2006 Budget of the Marion County Forensic Services Agency (State and Federal Grants Fund) to provide training, equipment and contract services aimed at improving the efficiency of the forensic DNA casework lab, financed by a grant from the U.S. Department of Justice. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Gray called for public testimony at 8:48 p.m.

Robert Yahara, citizen, stated that Proposal No. 336, 2006 is very important to help kids while they are still young, as gangs as becoming more prominent.

Councillor Bardford asked if with respect to Proposal No. 331, 2006, who will handle these projects. Councillor Moriarty Adams replied that the Department of Public Works will be in charge of putting the projects in.

Councillor Borst asked how the money is available from the Consolidated County Fund for Proposal No. 328, 2006. Robert Clifford, City Controller said that on the County side, the money is coming from County Option Income Tax (COIT) no longer needed. He said that they advertised that notes will be issued. Councillor Borst asked if the borrowing discussion took place in the planning council. Mr. Clifford said that the revenue to pay back the borrowing will be available in 2007.

There being no further testimony, Councillor Moriarty Adams moved, seconded by Councillor Gibson, for adoption. Proposal Nos. 328 and 330-337, 2006 were adopted on the following roll call vote; viz:

22 YEAS: Abdualлах, Bowes, Boyd, Bradford, Brown, Cain, Conley, Day, Gibson, Gray, Keller, Mahern, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Sanders, Schneider, Speedy, Talley

3 NAYS: Borst, Cockrum, Salisbury

1 NOT VOTING: Mansfield

3 ABSENT: Franklin, Langsford, Pfisterer

June 19, 2006

Proposal No. 328, 2006 was retitled FISCAL ORDINANCE NO. 63, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Two Million Nine Hundred Eighty-One Thousand Two Hundred Dollars (\$2,981,200) in the Consolidated County Fund and Five Million Two Hundred Sixty Five Thousand Dollars (\$5,265,000) in the County General Fund for purposes of various City of Indianapolis and Marion County agencies.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Sections 1.01(k), 1.03(d), 1.05(f), and 1.06(b) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of various City of Indianapolis and Marion County agencies.

SECTION 2. The sum of Eight Million Two Hundred Forty Six Thousand Two Hundred Dollars (\$8,246,200) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriated balance as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

CONSOLIDATED COUNTY FUND

1. Personal Services	826,600
2. Supplies	113,600
3. Other Services and Charges	1,500
4. Capital Outlay	243,000
5. Internal Charges	<u>131,500</u>
TOTAL INCREASE	1,316,200

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

CONSOLIDATED COUNTY FUND

1. Personal Services	<u>1,665,000</u>
TOTAL INCREASE	1,665,000

MARION COUNTY CORONER

COUNTY GENERAL FUND

1. Personal Services	20,000
2. Supplies	47,000
3. Other Services and Charges	<u>204,000</u>
TOTAL INCREASE	271,000

MARION COUNTY SUPERIOR COURTS

COUNTY GENERAL FUND

1. Personal Services	<u>300,000</u>
TOTAL INCREASE	300,000

MARION COUNTY SHERIFF

COUNTY GENERAL FUND

1. Personal Services	2,440,000
2. Supplies	1,403,550
3. Other Services and Charges	798,450
4. Capital Outlay	<u>52,000</u>
TOTAL INCREASE	4,694,000

SECTION 4. The said additional appropriations are funded by the following reductions:

CONSOLIDATED COUNTY FUND

Unappropriated and Unencumbered	
Consolidated County Fund	<u>2,981,200</u>
TOTAL REDUCTION	2,981,200

COUNTY GENERAL FUND

Unappropriated and Unencumbered	
County General Fund	<u>5,265,000</u>
TOTAL REDUCTION	5,265,000

SECTION 5. The projected December 31, 2006, fund balance for the **Consolidated County Fund** is as follows:

Cash balance at the end of 2006	27,262,192
Estimated revenues to be received in 2006, including pending proposals	58,740,926
Total Funds Available	86,003,118
Approved 2006 appropriations	66,869,292
Pending additional appropriation (proposal _____)	34,944
Proposed additional appropriation (this proposal)	<u>2,981,200</u>
Total Requirements	69,885,436
Estimated Fund Balance December 31, 2006	16,117,682

The projected cash balance of the **County General Fund** cannot be determined at this time because the Auditor's office has not yet reconciled the December 31, 2005 cash balance.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 330, 2006 was retitled FISCAL ORDINANCE NO. 64, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Forty Six Thousand Dollars (\$46,000) in the State and Federal Grant Fund for purposes of the Marion County Superior Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.05 (f) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to pay for Guardian ad Litem, interpreter services, and an instructional video.

SECTION 2. The sum of Forty Six Thousand Dollars (\$46,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>46,000</u>
TOTAL INCREASE	46,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>46,000</u>
TOTAL REDUCTION	46,000

SECTION 5. No Local Match.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

June 19, 2006

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 331, 2006 was retitled FISCAL ORDINANCE NO. 65, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Five Hundred Fifty Thousand Dollars (\$550,000) in the Non-lapsing Federal Grant funds for purposes of the Department of Public Safety, Director's Office, and reducing certain other accounts and the unappropriated and unencumbered balance in those funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2006 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Director's Office, to appropriate a \$550,000 grant from Department of Homeland Security grant to "harden" potential targets of terrorism, including dams at Eagle Creek and Morse Reservoir, and Eli Lilly facilities.

SECTION 2. The sum of Five Hundred Fifty Thousand Dollars (\$550,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

DIRECTOR'S OFFICE

NON-LAPSING FEDERAL GRANTS FUND

1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	250,000
4. Capital Outlay	300,000
5. Internal Charges	0
TOTAL INCREASE	550,000

SECTION 4. The said additional appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	550,000
TOTAL REDUCTION	550,000

SECTION 5. There is no local match required for this grant.

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 332, 2006 was retitled FISCAL ORDINANCE NO. 66, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Six Million Dollars (\$6,000,000) in the Non-lapsing Federal Grant funds for purposes of the Department of Public Safety, Police Division, and reducing certain other accounts and the unappropriated and unencumbered balance in those funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2006 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, to replace 2,000 hand held radios as part of the Metropolitan Emergency Communication Agency's (MECA) plan to upgrade to a new digital radio system, financed by a grant from the U.S. Department of Justice.

SECTION 2. The sum of Six Million Dollars (\$6,000,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>POLICE DIVISION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	6,000,000
5. Internal Charges	0
TOTAL INCREASE	6,000,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>NON-LAPSING FEDERAL GRANTS FUND</u>	
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	6,000,000
TOTAL REDUCTION	6,000,000

SECTION 5. There is a 25% local match for this grant. The match will be provided from the proceeds of a bond anticipation note to be appropriated by the MECA board. This note was previously approved by the City-County Council in General Resolution 4, 2006 (proposal 193).

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 333, 2006 was retitled FISCAL ORDINANCE NO. 67, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating One Hundred Thirty Nine Thousand Two Hundred Sixty Three Dollars (\$139,263) in the State and Federal Grants Fund for purposes of Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.05 (b) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender to implement the 2nd year of a "Forensic Diversion: Alternatives to Incarceration" program, funded by a grant from the Indiana Criminal Justice Institute

SECTION 2. The sum of One Hundred Thirty Nine Thousand Two Hundred Sixty Three Dollars (\$139,263) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

June 19, 2006

SECTION 3. The following additional appropriation is hereby approved:

<u>PUBLIC DEFENDER AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	139,263
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	139,263

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>139,263</u>
TOTAL REDUCTION	139,263

SECTION 5. The 25% local match required for this grant will be provided from existing appropriations of the Marion County Public Defender Agency, Marion County Community Corrections, and a grant from Drug Free Marion County

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 334, 2006 was retitled FISCAL ORDINANCE NO. 68, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Three Million Four Hundred Fifty Seven Thousand Seven Hundred Thirty Dollars (\$3,457,730) in the State and Federal Grants Fund for purposes of Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06 {c} of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections to appropriate state funds for the fiscal year 2006/2007, funded by a grant from the Indiana Department of Corrections.

SECTION 2. The sum of Three Million Four Hundred Fifty Seven Thousand Seven Hundred Thirty Dollars (\$3,457,730) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	1,205,423
2. Supplies	38,034
3. Other Services and Charges	2,214,273
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	3,457,730

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>3,457,730</u>
TOTAL REDUCTION	3,457,730

SECTION 5. No Local Match.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 335, 2006 was retitled FISCAL ORDINANCE NO. 69, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Ninety Thousand Four Hundred Thirty Four Dollars (\$90,434) in the State and Federal Grants Fund for purposes of Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06 {c} of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections for a substance abuse treatment program to be provided to offenders located in the Community Corrections Center and the Marion County Jail, financed by a grant from the Indiana Criminal Justice Institute.

SECTION 2. The sum of Ninety Thousand Four Hundred Thirty Four Dollars (\$90,434) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	4,636
2. Supplies	0
3. Other Services and Charges	85,798
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	90,434

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>90,434</u>
TOTAL REDUCTION	90,434

SECTION 5. The required 25% local match for this grant is currently appropriated in the Home Detention User Fee budget of the Community Corrections Agency.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

June 19, 2006

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 336, 2006 was retitled FISCAL ORDINANCE NO. 70, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Thirty Five Thousand Nine Hundred Seventy Dollars (\$35,970) in the State and Federal Grants Fund for purposes of the Marion County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.05 (c) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Prosecutor, to continue funding of staff for the Joint Regional Gang Interdiction Program (\$28,650) funded by a grant from the Indiana Criminal Justice Institute, to purchase "ice light" flashlights for local law enforcement working at sobriety and seat belt checkpoints (\$1,820) funded by a grant from the Governor's Council on Impaired and Dangerous Driving, and for the purchase of laboratory testing supplies for fingerprint examiners, funded by a transfer of \$5,500 within the Project Sentry federal grant.

SECTION 2. The sum of Thirty Five Thousand Nine Hundred Seventy Dollars (\$35,970) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	28,650
2. Supplies	7,320
3. Other Services and Charges	0
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	35,970

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>MARION COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	5,500
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	5,500

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>30,470</u>
TOTAL REDUCTION	30,470

SECTION 5. No Local Match.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 337, 2006 was retitled FISCAL ORDINANCE NO. 71, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Two Hundred Sixty Thousand Dollars (\$260,000) in the State and Federal Grants Fund for purposes of the Marion County Forensic Services Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06 (a) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Forensic Services Agency to provide training, equipment and contract services aimed at improving the efficiency of the forensic DNA casework lab, financed by a grant from the U.S. Department of Justice.

SECTION 2. The sum of Two Hundred Sixty Thousand Dollars (\$260,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY FORENSIC SERVICES AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	300
3. Other Services and Charges	97,764
4. Capital Outlay	<u>161,936</u>
TOTAL INCREASE	260,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>260,000</u>
TOTAL REDUCTION	260,000

SECTION 5. No Local Match.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Conley reported that the Public Works Committee heard Proposal Nos. 340-344, 2006 on June 15, 2006. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 340, 2006. The proposal, sponsored by Councillors Conley, Moriarty Adams, Mansfield, Keller and Randolph, approves an appropriation of \$5,000,000 in the 2006 Budget of the Department of Public Works, Operations Division, (Sanitation Liquid Waste Fund) to pay for work related to sanitary sewer infrastructure relocation as part of the Indiana Department of Transportation's (INDOT) Accelerate I-465 projects to upgrade the interstate system in Marion County, the costs for which will be reimbursed by INDOT. PROPOSAL NO. 341, 2006. The proposal, sponsored by Councillors Conley, Moriarty Adams, Mansfield and Cain, approves an appropriation of \$500,000 in the 2006 Budget of the Department of Public Works, Operations Division (State Grants Fund) to begin the first phase of a project to convert existing incandescent

traffic signals to more energy efficient LED lights, funded by a grant from the Indiana Office of Energy and Defense Development. PROPOSAL NO. 342, 2006. The proposal, sponsored by Councillors Conley, Moriarty Adams, Keller and Cain, approves an appropriation of \$34,944 in the 2006 Budget of the Department of Public Works, Policy and Planning Division (Consolidated County Fund) to hire interns, funded by contributions from the IUPUI Solution Center and from AMEC, Inc. PROPOSAL NO. 343, 2006. The proposal, sponsored by Councillors Conley, Mansfield, Cockrum, Talley and Randolph, approves an appropriation of \$5,833,000 in the 2006 Budget of the Department of Public Works, Engineering and Operations Divisions (Stormwater Management Utility Fund) for stormwater capital projects and stormwater related maintenance costs. PROPOSAL NO. 344, 2006. The proposal, sponsored by Councillors Conley, Mahern and Keller, approves an appropriation of \$830,000 in the 2006 Budget of the Department of Public Works, Operations Division (Sanitation Liquid Waste Fund) to pay increased costs for electric and gas utilities for the advanced wastewater treatment plants. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Gray called for public testimony at 8:52 p.m. There being no one present to testify, Councillor Conley moved, seconded by Councillor Gibson, for adoption. Proposal Nos. 340-344, 2006 were adopted on the following roll call vote; viz:

24 YEAS: Abdullallah, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gray, Keller, Mahern, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley

0 NAYS:

2 NOT VOTING: Gibson, Mansfield

3 ABSENT: Franklin, Langsford, Pfisterer

Proposal No. 340, 2006 was retitled FISCAL ORDINANCE NO. 72, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Five Million Dollars (\$5,000,000) in the Sanitation Liquid Waste Fund for purposes of the Department of Public Works, Engineering Division and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (j) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Engineering Division to pay for work related to sanitary sewer infrastructure relocation as part of the Indiana Department of Transportation's (INDOT) Accelerate I-465 projects to upgrade the interstate system in Marion County, the costs for which will be reimbursed by INDOT.

SECTION 2. The sum of Five Million Dollars (\$5,000,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS

ENGINEERING DIVISION

1. Personal Services
2. Supplies
3. Other Services and Charges
4. Capital Outlay
5. Internal Charges
- TOTAL INCREASE

SANITATION LIQUID WASTE FUND

0
0
0
5,000,000
0
5,000,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>SANITATION LIQUID WASTE FUND</u>	
Unappropriated and Unencumbered	
Sanitation Liquid Waste Fund	<u>5,000,000</u>
TOTAL REDUCTION	5,000,000

SECTION 5. The projected Dec. 31, 2006, fund balance for the Sanitation Liquid Waste Fund is as follows:

Cash balance at the end of 2005	35,556,706
Estimated revenues to be received in 2006, including this proposal	<u>70,283,227</u>
Total Funds Available	105,839,933
Approved 2006 appropriations, including carryover	56,349,470
Proposed additional appropriation (Proposal No. 344, 2006)	830,000
Proposed additional appropriation (this proposal)	<u>5,000,000</u>
Total Requirements	62,179,470
Estimated Fund Balance December 31, 2006	43,660,463

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 341, 2006 was retitled FISCAL ORDINANCE NO. 73, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Five Hundred Thousand Dollars (\$500,000) in the State Grants Fund for purposes of the Department of Public Works, Operations Division and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (j) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Operations Division (State Grants Fund) to begin the first phase of a project to convert existing incandescent traffic signals to more energy efficient LED lights, funded by a grant from the Indiana Office of Energy and Defense Development.

SECTION 2. The sum of Five Hundred Thousand Dollars (\$500,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>STATE GRANTS FUND</u>
<u>OPERATIONS DIVISION</u>	
1. Personal Services	0
2. Supplies	500,000
3. Other Services and Charges	0
4. Capital Outlay	0
5. Internal Charges	<u>0</u>
TOTAL INCREASE	500,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>STATE GRANTS FUND</u>	
Unappropriated and Unencumbered	
State Grants Fund	<u>500,000</u>
TOTAL REDUCTION	500,000

June 19, 2006

SECTION 5. No Local Match.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 342, 2006 was retitled FISCAL ORDINANCE NO. 74, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Thirty Four Thousand Nine Hundred Forty-four Dollars (\$34,944) in the Consolidated County Fund for purposes of the Department of Public Works, Policy and Planning Division, and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (j) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Policy and Planning Division (Consolidated County Fund), to hire interns, funded by contributions from the IUPUI Solution Center and from AMEC, Inc.

SECTION 2. The sum of Thirty Four Thousand Nine Hundred Forty-four Dollars (\$34,944) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>POLICY AND PLANNING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	34,944
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	0
5. Internal Charges	0
TOTAL INCREASE	34,944

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	34,944
TOTAL REDUCTION	34,944

SECTION 5. The projected Dec. 31, 2006, fund balance for the Consolidated County Fund is as follows:

Cash balance at the end of 2005	27,262,192
Estimated revenues to be received in 2006, including this proposal	58,711,156
Total Funds Available	85,973,358
Approved 2006 appropriations, including carryover	66,869,292
Proposed additional appropriation (Proposal No. 328, 2006)	2,981,200
Proposed additional appropriation (this proposal)	34,944
Total Requirements	69,885,436
Estimated Fund Balance December 31, 2006	16,087,922

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 343, 2006 was retitled FISCAL ORDINANCE NO. 75, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Five Million Eight Hundred Thirty Three Thousand Dollars (\$5,833,000) in the Stormwater Management Utility Fund for purposes of the Department of Public Works, Engineering and Operations Divisions and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (j) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Engineering and Operations Divisions (Stormwater Management Utility Fund), for stormwater capital projects and stormwater related maintenance costs, financed by fund balance.

SECTION 2. The sum of Five Million Eight Hundred Thirty Three Thousand Dollars (\$5,833,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS

ENGINEERING DIVISION

STORMWATER MANAGEMENT UTILITY FUND

1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	5,000,000
5. Internal Charges	<u>0</u>
TOTAL INCREASE	5,000,000

DEPARTMENT OF PUBLIC WORKS

OPERATIONS DIVISION

STORMWATER MANAGEMENT UTILITY FUND

1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	833,000
4. Capital Outlay	0
5. Internal Charges	<u>0</u>
TOTAL INCREASE	833,000

SECTION 4. The said increased appropriation is funded by the following reductions:

STORMWATER MANAGEMENT UTILITY FUND

Unappropriated and Unencumbered	
Stormwater Management Utility Fund	<u>5,833,000</u>
TOTAL REDUCTION	5,833,000

SECTION 5. The projected Dec. 31, 2006, fund balance for the Stormwater Management Utility Fund is as follows:

Cash balance at the end of 2005	11,405,283
Estimated revenues to be received in 2006, including this proposal	<u>10,584,239</u>
Total Funds Available	21,989,522

June 19, 2006

Approved 2006 appropriations, including carryover	5,651,158
Proposed additional appropriation (this proposal)	<u>5,833,000</u>
Total Requirements	11,484,158

Estimated Fund Balance December 31, 2006	10,505,364
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SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 344, 2006 was retitled FISCAL ORDINANCE NO. 76, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Eight Hundred Thirty Thousand Dollars (\$830,000) in the Sanitation Liquid Waste Fund for purposes of the Department of Public Works, Operations Division and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (j) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Operations Division to pay increased costs for electric and gas utilities for the advanced wastewater treatment plants, financed by fund balance.

SECTION 2. The sum of Eight Hundred Thirty Thousand Dollars (\$830,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS
OPERATIONS DIVISION

	<u>SANITATION LIQUID WASTE FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	830,000
4. Capital Outlay	0
5. Internal Charges	<u>0</u>
TOTAL INCREASE	830,000

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>SANITATION LIQUID WASTE FUND</u>
Unappropriated and Unencumbered	
Sanitation Liquid Waste Fund	<u>830,000</u>
TOTAL REDUCTION	830,000

SECTION 5. The projected Dec. 31, 2006, fund balance for the Sanitation Liquid Waste Fund is as follows:

Cash balance at the end of 2005	35,556,706
Estimated revenues to be received in 2006, including this proposal	<u>70,283,227</u>
Total Funds Available	105,839,933
Approved 2006 appropriations, including carryover	56,349,470
Proposed additional appropriation (Proposal No. 340, 2006)	5,000,000
Proposed additional appropriation (this proposal)	<u>830,000</u>
Total Requirements	62,179,470
Estimated Fund Balance December 31, 2006	43,660,463

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 98, 2006. Councillor Boyd reported that the Rules and Public Policy Committee heard Proposal No. 98, 2006 on February 14, March 7, May 16, and June 6, 2006. The proposal, sponsored by Councillors Salisbury and Talley, amends the Code, Chapter 135, Article II, to create a new Section 224 establishing a mandatory electronic filing and certification process in the office of the Marion County Auditor. By a 5-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Bowes moved, seconded by Councillor Mansfield, to amend Proposal No. 98, 2006 with a substitute version. He said that this amendment is an attempt to collect information on sales disclosure forms in a cheap way. When filing a sales disclosure form, an individual is charged \$5, \$4 of which goes to a sales disclosure fund, to help pay for this process. The fund balance is over a half million dollars, and the cost of preparing the County to take the information and fee electronically is relatively very minimal. He said any vendor managing the electronic function could make a lot of money on the backs of the taxpayers. His amendment only allows the vendor to collect \$7 maximum, with \$5 going to the Housing Trust Fund, so that they could make no more than \$2 per transaction.

Councillor Salisbury stated that this amendment has some errors. He said that in item (b) the amendment references the Assessor, when it should be the Auditor. He added that changing the amount does not change what the vendor receives, and experience has shown that the vendor receives a little over \$2 per transaction.

Councillor Schneider urged Councillors to vote against the amendment. He said that arbitrarily determining the amount an independent vendor can make is not smart. Software and equipment maintenance is constantly changing, and the cost fluctuates, and this really defeats the purpose of the proposal.

Councillor Bowes said that this sales disclosure fund is not earmarked for other items, and is a dedicated fund, to be used to run the process of collecting the data and sending it to the State. He said that there have been no appropriations from that fund for the 2006 budget. He said it should be used to hire a vendor.

The amendment failed on the following roll call vote; viz:

*8 YEAS: Abdullah, Bowes, Gray, Mahern, Mansfield, Moriarty Adams, Oliver, Sanders
18 NAYS: Borst, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Keller,
McWhirter, Nytes, Plowman, Randolph, Salisbury, Schneider, Speedy, Talley
0 NOT VOTING:
3 ABSENT: Franklin, Langsford, Pfisterer*

Councillor Boyd moved, seconded by Councillor Gibson, for adoption. Proposal No. 98, 2006 was adopted on the following roll call vote; viz:

*25 YEAS: Abdullah, Borst, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson,
Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman,
Randolph, Salisbury, Sanders, Schneider, Speedy, Talley
1 NAYS: Bowes
0 NOT VOTING:
3 ABSENT: Franklin, Langsford, Pfisterer*

Councillor Bowes asked for consent to explain his vote. He said that he is not against trying to find funding sources for the Housing Trust Fund and believes this is a laudable program. Councillor Nytes said that she also supports the Housing Trust Fund and this is the first step of many that needs to be taken.

Proposal No. 98, 2006 was retitled GENERAL ORDINANCE NO. 67, 2006, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 67, 2006

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to establish a mandatory electronic filing and certification process for all sales disclosure from filed with the County Auditor and establishing a certification process for such filings by vendors.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 135, Art. II of the Revised Code of the Consolidated City and County is hereby amended by adding the language that is underlined as follows:

Sec. 135-224. MANDATORY ELECTRONIC FILING AND CERTIFICATION PROCESS

a. FINDINGS. The City-County Council finds that:

1. State law requires that sales disclosure forms be filed with counties for transfers of real property.
2. Marion County is a large metropolitan county with over 300,000 parcels of real property, tens of thousands of which are sold every year.
3. Especially given the volume of filings, the current system for filing sales disclosure forms is inefficient and costly to the government, in part because the forms are not filed electronically with the county in the first instance and are processed in paper form by multiple offices of local government. These offices are funded largely from property taxes levied by the county.
4. Many of those parcels sold every year are properties that contain abandoned and/or blighted structures that do not produce amounts of property tax revenue sufficient to sustain their burden on the systems of local government, including the system of processing sales disclosure forms when those properties are sold.
5. According to a September 2004 report issues by the City's Abandoned Houses Work Group, entitled "Reclaiming Abandoned Properties in Indianapolis," among other sales of abandoned and underperforming houses, speculators frequently purchase abandoned houses without the intent or means to renovate or improve them.
6. Thus, both the total volume of real property sales and the high number of abandoned homes that produce little or no property tax revenue impose significant burdens on the property tax funded system for processing sales disclosure forms.
7. Technology is available to allow for much greater efficiency in the filing of sales disclosure forms and in the transmitting of the required information to the state.

b. REQUIRED ELECTRONIC FILING. Effective July 1, 2006, the County Auditor is authorized to mandate that all sales disclosure forms filed with the County Auditor must be filed electronically using a certified program. A program shall be approved and certified by the County Auditor and shall be available for certification only after receipt of written approval from all Township Assessors. The written approvals by the Township Assessors shall be in a form determined by the County Auditor and all approvals must be dated within one (1) year of the date of the last approval. The effective date of the certification shall be the date of acceptance of all approvals from the Township Assessors and the approval by the County Auditor. The program shall be certified for a period of five (5) years after the date of certification.

c. REVOCATION OF CERTIFICATION. If after certification, a program is determined to be deficient by the County Auditor, the County Auditor shall notify the certified provider (the "Certified Provider") of the program in writing of such deficiencies and the Certified Provider shall have ten (10) days to correct such deficiencies. If all deficiencies listed are not corrected within such ten (10) day period, the County Auditor may, in writing, revoke the certification. In order for the program to be re-certified, it must meet all of the requirements for the initial certification.

d. MODIFICATION TO PROGRAM. If modifications are made to a program that, in the opinion of the County Auditor are major modifications to the program, the County Auditor may, by written notice to the Certified Provider, require the modified program to meet the requirements for the initial certification prior to being approved for usage.

e. FEES. The Certified Provider may charge a transaction fee of up to ten dollars (\$10.00) per usage of the program. The transaction fee may be charged directly to the user by the Certified Provider, as determined by the County Auditor. For every usage of the program for which the Certified Provider charges a transaction fee, the Certified Provider shall submit to the City Controller a five dollar (\$5.00) portion of transaction fee. The City Controller shall prescribe the method and timing of submitting those transaction fee revenues, and shall provide for the deposit of all transaction fee revenues received into the Housing Trust Fund established pursuant to I.C. 36-7-15.1-35.5. The Certified Provider may retain the balance of the transaction fee. In addition, the County Auditor may authorize the Certified Provider to accept sales disclosure form filing fees otherwise required by law (either directly or through the office of the County Auditor) and submit the filing fees to the County Auditor, as determined by the County Auditor.

f. ASSISTANCE TO WALK-IN FILERS. If the County Auditor elects to mandate electronic filing under Section (a), the County Auditor shall establish a system to assist persons deemed unable to comply with such mandatory electronic filing.

SECTION 2: This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14

PROPOSAL NO. 324, 2006. Councillor Bowes reported that the Community Affairs Committee heard Proposal No. 324, 2006 on June 14, 2006. The proposal, sponsored by Councillors Boyd and Cain, approves a transfer of \$150,000 in the 2006 Budget of the Marion County Children's Guardian Home (County General Fund) to pay costs associated with privatizing the food service program. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Bowes moved, seconded by Councillor Gibson, for adoption. Proposal No. 324, 2006 was adopted on the following roll call vote; viz:

25 YEAS: Abdullah, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Gibson, Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley

0 NAYS:

1 NOT VOTING: Conley

3 ABSENT: Franklin, Langsford, Pfisterer

Proposal No. 324, 2006 was retitled FISCAL ORDINANCE NO. 77, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) transferring and appropriating One Hundred Fifty Thousand Dollars (\$150,000) in the Marion County General Fund for purposes of the Marion County Children's Guardian Home and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.04 (n) of the City-County Annual Budget for 2006 be, and is hereby, amended by

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the increases and reductions hereinafter stated for purposes of the Marion County Children's Guardian Home to pay costs associated with privatizing the food service program.

SECTION 2. The sum of One Hundred Fifty Thousand Dollars (\$150,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY CHILDREN'S GUARDIAN HOME</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>150,000</u>
TOTAL INCREASE	150,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY CHILDREN'S GUARDIAN HOME</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	20,000
2. Supplies	<u>130,000</u>
TOTAL DECREASE	150,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 325, 2006. Councillor Mahern reported that the Metropolitan Development Committee heard Proposal No. 325, 2006 on June 12, 2006. The proposal, sponsored by Councillors Mahern, Nytes, Talley and Mansfield, designates and establishes a municipal riverfront development project area pursuant to IC 7.1-3-20 to encourage new restaurant proprietors to invest in the central canal area. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Mahern moved, seconded by Councillor Nytes, for adoption.

Councillor Talley said that he voted against this proposal in committee because he felt that the business might not be family-friendly, but he has been assured that these are full-service restaurants to service the entire family, and not just 18 years and older.

Councillor Abdullallah said that he has been overlooked in this proposal, even though it is in his district, and he takes exception to that. He said that the constituents should be given a chance to have input. He moved, seconded by Councillor Plowman, to return Proposal No. 325, 2006 back to committee. The motion to return Proposal No. 325, 2006 to committee failed on the following roll call vote; viz:

8 YEAS: *Abdullallah, Cockrum, Day, McWhirter, Oliver, Plowman, Randolph, Schneider*
18 NAYS: *Borst, Bowes, Boyd, Bradford, Brown, Cain, Conley, Gibson, Gray, Keller, Mahern, Mansfield, Moriarty Adams, Nytes, Salisbury, Sanders, Speedy, Talley*
0 NOT VOTING:
3 ABSENT: *Franklin, Langsford, Pfisterer*

Councillor Gibson asked that the Department of Metropolitan Development staff be more diligent in keeping the district Councillor informed in going forth with this project.

Councillor Talley agreed and said that perhaps staff can have a community meeting before a developer gets involved in the process.

Councillor McWhirter asked about the voting process on returning an item to committee. She said that sometimes it only takes eight votes to return an item to committee, but this time it did

not. General Counsel Aaron Haith stated that special or council resolutions would only need eight votes to send them to committee, but a general ordinance takes a majority of the members.

Councillor Bradford asked about the restriction that did not allow this to take place, as the State statute allowed it before. Margaret Lawrence-Banning, DMD, said that the State amended it in 2005 to make it more restrictive to insure that only those areas in need of extra assistance would be eligible. Councillor Bradford asked if the city owns this property. Ms. Banning said that they own the canal, but not the property alongside. Councillor Bradford said that he does not know how the Council can do anything to keep a restaurant a restaurant, instead of changing to an 18-year-old establishment once they have received their license.

Councillor Borst said that the Canal has evolved beyond his expectations, but so many people are not very aware of all it has to offer. He said that it would be good to make the Canal more visible and more of an attraction for residents and visitors alike.

Councillor Keller said that through various permitting and zoning processes, the Council should be able to control what kind of restaurant goes in this area.

Councillor Salisbury said that the liquor licenses are held by catering companies during Historical Society events. He asked if Historical Society could hold the liquor license. Councillor Bradford said that this is a civic permit, and is non-transferrable and has to be held by the restaurant or caterer providing the liquor.

Councillor Nytes said that the other reason for the designation of this area is because the redevelopment area stops at New York Street, and the statute requires that it be joined to a redevelopment area, therefore it cannot be stretched further south.

Councillor Abdullallah asked if there is any particular number of establishments being considered. Ms. Banning said that they are not proposing any specific restaurants, and most of the area is already developed, so it would be hard to imagine more than four or five in the mile-long area.

Proposal No. 325, 2006 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley

1 NAY: Abdullallah

0 NOT VOTING:

3 ABSENT: Franklin, Langsford, Pfisterer

Proposal No. 325, 2006 was retitled GENERAL RESOLUTION NO. 10, 2006, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 10, 2006

A PROPOSAL FOR A GENERAL RESOLUTION to designate and establish a municipal riverfront development project, pursuant to IC § 7.1-3-20, in proximity to the central canal.

WHEREAS, Indiana Code § 7.1-3-20 (the "Act") authorizes the legislative body of a city or town within the State of Indiana to designate and establish the boundaries of a municipal riverfront development project within its territorial boundaries; and

WHEREAS, the Act allows the Indiana Alcohol and Tobacco Commission to issue a three-way, two-way, or one-way permit to sell alcoholic beverages, for on premises consumption only, to an

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applicant who is the proprietor, as owner or lessee of a restaurant within a municipal riverfront development project funded in part with state and city money, without regard to any permit quotas as required by Indiana Code § 7.1-3-22, all in furtherance of economic development; and

WHEREAS, the City of Indianapolis, Indiana (the "City") is carrying out redevelopment activities along a portion of the Central Canal, which is located within a redevelopment area, known as the Consolidated Redevelopment Area, established by Metropolitan Development Commission Resolution Nos. 86, 1986 and 117, 1986 under the authority provided in Indiana Code § 36-7-15.1; and

WHEREAS at least four million dollars of City funds and approximately fifteen million dollars of State funds have been expended to upgrade a portion of the Central Canal located within the Consolidated Redevelopment Area and to provide other public improvements and amenities in and near this portion of the Central Canal; and

WHEREAS, the City-County Council has determined that it is in the best interest of the City to designate and establish the boundaries of a municipal riverfront development project, as identified on Exhibit A, attached hereto and incorporated herein by reference, for the purposes of Indiana Code § 7.1-3-20-16(d), along a portion of the Central Canal located within the Consolidated Redevelopment Area, in order to encourage private investment in the area near this portion of the Central Canal and specifically to encourage investment by new restaurant proprietors; and

WHEREAS, the Indiana Alcohol and Tobacco Commission has previously issued a Riverfront Development Project area permit pursuant to Indiana Code § 7.1-3-20 for property abutting a portion of the Central Canal located within the Consolidated Redevelopment Area; now therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The area identified as "Municipal Riverfront Project" on Exhibit A, attached hereto and incorporated herein by reference, is hereby designated a Municipal Riverfront Development Project pursuant to Indiana Code § 7.1-3-20-16 and 16.1.

SECTION 2. This Resolution shall be in full force and effect from and after adoption.

PROPOSAL NO. 326, 2006. Councillor Brown reported that the Parks and Recreation Committee heard Proposal No. 326, 2006 on June 8, 2006. The proposal, sponsored by Councillors Gray, Brown, Oliver, Nytes, Cockrum, Talley and Gibson, approves certain public purpose grants totaling \$1,543,500 for the support of the arts. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Brown moved, seconded by Councillor Cockrum, for adoption. Proposal No. 326, 2006 was adopted on the following roll call vote; viz:

23 YEAS: *Abduallah, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Randolph, Salisbury, Sanders, Speedy, Talley*

2 NAYS: *Plowman, Schneider*

1 NOT VOTING: *Borst*

3 ABSENT: *Franklin, Langsford, Pfisterer*

Proposal No. 326, 2006 was retitled GENERAL RESOLUTION NO. 11, 2006, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 11, 2006

PROPOSAL FOR A GENERAL RESOLUTION approving certain public purpose grants totaling \$1,543,500.00 for the support of the arts.

WHEREAS, the City-County Council of the Consolidated City of Indianapolis and Marion County, Indiana ("City-County Council") appropriated the sum of one million, five hundred forty three thousand and five hundred dollars (\$1,543,500.00) in Section 4.01 (d) of City-County Fiscal Ordinance No. 115, 2005, Annual Budget of the Consolidated City of Indianapolis (Budget Ordinance) for funding arts grants

to be made by the Arts Council of Indianapolis and provided that such grants shall be considered public purpose local grants; and

WHEREAS, Section 4.01 (d) of City-County Fiscal Ordinance No. 115, 2005 of the Budget Ordinance requires that sums appropriated therein for public purpose local grants shall not be spent until the City-County Council approves the amount and identity of the recipient of each grant; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following grants and administrative expenses totaling one million, five hundred forty three thousand and five hundred dollars (\$1,543,500.00) for support of the arts is approved in the following amounts for the following organizations:

ARTS COUNCIL OF INDIANAPOLIS
2006 Annual Grant Program
Funded by the City of Indianapolis

LIST OF GRANT RECIPIENTS

(Note: *All* grant recipients are non-profit organizations
and all funded activities take place in Marion County.)

Arts Organization Support:

Marketing, arts education, community outreach programs

<u>ORGANIZATION NAME</u>	<u>GRANT</u>
American Cabaret Theatre	\$ 14,000.00
American Pianists Association	\$ 33,000.00
American Theatre Organ Society	\$ 1,000.00
Art With a Heart, Inc.	\$ 4,000.00
Asante Children's Theatre	\$ 4,000.00
Bands of America, Inc.	\$ 30,500.00
Beckmann Theatre	\$ 1,750.00
Cantabile, Inc.	\$ 2,000.00
Children's Museum of Indianapolis	\$ 85,000.00
Children's Theatre Institute, Inc.	\$ 9,000.00
Clowes Memorial Hall	\$ 39,000.00
Dance Kaleidoscope, Inc.	\$ 54,000.00
Eiteljorg Museum	\$ 85,000.00
Etheridge Knight Inc.	\$ 1,500.00
Festival Music Society	\$ 6,000.00
Fine Arts Society of Indianapolis	\$ 6,000.00
Footlite Musicals, Inc.	\$ 3,250.00
Freetown Village, Inc.	\$ 36,000.00
Gregory Hancock Dance Theatre	\$ 15,000.00
Harrison Center for the Arts	\$ 9,000.00
Heartland Film Festival	\$ 22,000.00
Indiana Partnership for Young Writers	\$ 4,000.00
Indiana Repertory Theatre	\$ 85,000.00
Indiana State Museum Foundation	\$ 20,000.00
Indianapolis Arts Center	\$ 55,000.00
Indianapolis Arts Chorale	\$ 10,000.00
Indianapolis Chamber Orchestra	\$ 43,000.00
Indianapolis Children's Choir	\$ 32,000.00
Indianapolis Civic Theatre	\$ 47,000.00
Indianapolis Museum of Art	\$ 85,000.00
Indianapolis Museum of Contemporary Art	\$ 2,000.00
Indianapolis Opera	\$ 70,000.00
Indianapolis Symphonic Band, Inc.	\$ 10,000.00
Indianapolis Symphonic Choir	\$ 25,000.00
Indianapolis Symphony Orchestra	\$ 85,000.00
IndyBaroque	\$ 3,000.00
IndyChoruses	\$ 2,000.00
InterAction Theatre, Inc.	\$ 3,000.00
International Violin Competition	\$ 48,000.00
Madame Walker Theatre Center	\$ 14,000.00

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Motus Dance Theatre	\$ 5,000.00
National Art Museum of Sport	\$ 1,000.00
New World Youth Orchestras	\$ 8,000.00
Orkestra Projekt	\$ 4,000.00
Philharmonic Orchestra of Indianapolis	\$ 15,000.00
Phoenix Theatre	\$ 36,000.00
Pike Performing Arts Center	\$ 5,000.00
Primary Colours	\$ 4,000.00
Ronen Chamber Ensemble	\$ 3,000.00
ShadowApe Theatre Company	\$ 5,000.00
Storytelling Arts of Indiana	\$ 29,000.00
Susurrus	\$ 2,500.00
Urban Arts of Indianapolis, Inc.	\$ 8,000.00
VSA arts of Indiana	\$ 50,000.00
Writers' Center of Indiana	\$ 4,000.00
Young Audiences of Indiana	\$ 60,000.00

COMMUNITY ARTS PROJECTS:

funding for specific arts-related programs and activities

<u>ORGANIZATION NAME</u>	<u>GRANT</u>
African Community International, Inc.	\$ 5,000.00
At Your School, Inc. (AYS, Inc.)	\$ 5,000.00
Boys & Girls Clubs of Indianapolis	\$ 5,000.00
Dyslexia Institute of Indiana	\$ 3,000.00
Eagle Creek Park Foundation	\$ 3,000.00
Friends of Holliday Park	\$ 5,000.00
Indiana Black Expo, Inc.	\$ 23,000.00
Indiana Historical Society	\$ 12,000.00
Indianapolis Marion Co. Public Library Foundation	\$ 9,000.00
Indianapolis Senior Center	\$ 6,000.00
International Center	\$ 12,000.00
Jewish Community Center, Cultural Arts Dept	\$ 3,000.00
Nationalities Council of Indiana	\$ 5,000.00
President Benjamin Harrison Foundation	\$ 2,000.00
YMCA of Greater Indianapolis	\$ 9,000.00
Total:	\$ 1,450,500.00

**Arts Council of Indianapolis
Distribution of 2006 City Arts Funding**

2006 Grant Recommendations (see attached list of grant recipients)	\$1,450,500
Adjudication and Panel Costs	\$10,000
Administration of Grants Program, Contracts, Resource Guides, Audits, Workshops, Processing, Printing, and Promotion of Grants	<u>\$83,000</u>
Total of 2006 Arts Funding as Line Item through Indy Parks and Recreation	\$1,543,500

Section 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14

Councillors Boyd, Keller, Plowman, and Brown asked for consent to explain their votes. Consent was given. Councillor Boyd said that the process of reviewing grants is very involved and encouraged Councillors to attend that if they can. Councillor Keller said that these 71 organizations need to acknowledge that they receive money from not only the Arts Council, but from the citizens of Indianapolis. Councillor Plowman said that he is not against the arts, but there are so many tough public safety issues that are in need of money, and this is not a priority in his opinion. Councillor Brown said that the arts add economically to the City and can help fund some of these other responsibilities.

PROPOSAL NO. 329, 2006. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 329, 2006 on June 7, 2006. The proposal, sponsored by Councillors Moriarty Adams, Borst, Brown, Talley and Randolph, approves a transfer of \$50,000 in the 2006 Budget of the Marion County Superior Court (County General Fund) to pay for supplies for the Juvenile Detention Center. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Talley, for adoption. Proposal No. 329, 2006 was adopted on the following roll call vote; viz:

25 YEAS: *Abduallah, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley*

0 NAYS:

1 NOT VOTING: *Borst*

3 ABSENT: *Franklin, Langsford, Pfisterer*

Proposal No. 329, 2006 was retitled FISCAL ORDINANCE NO. 78, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) transferring Fifty Thousand Dollars (\$50,000) in the County General Fund for purposes of the Marion County Superior Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.05 (f) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to pay for supplies at the Juvenile Detention Center.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>50,000</u>
TOTAL INCREASE	50,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>50,000</u>
TOTAL REDUCTION	50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Conley reported that the Public Works Committee heard Proposal No. 346-348, 2006 on June 15, 2006. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 346, 2006. The proposal, sponsored by Councillor Bradford, authorizes parking restrictions on Paxton Place from College Avenue to Guilford Avenue (District 3). PROPOSAL NO. 347, 2006. The proposal, sponsored by Councillor Bowes, authorizes a multi-way stop at the intersection of Guion Road and Industrial Boulevard (District 7). PROPOSAL NO. 348, 2006. The proposal, sponsored by Councillor Bowes, authorizes a traffic signal for the

intersection of Lafayette Boulevard and Lafayette Road (District 7). By a 6-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Conley moved, seconded by Councillor Gibson, for adoption. Proposal Nos. 346-348, 2006 were adopted on the following roll call vote; viz:

26 YEAS: Abdullah, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley

0 NAYS:

3 ABSENT: Franklin, Langsford, Pfisterer

Proposal No. 346, 2006 was retitled GENERAL ORDINANCE NO. 68, 2006, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 2006

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-121, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Paxton Place, on the south side, from College Avenue to Guilford Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 347, 2006 was retitled GENERAL ORDINANCE NO. 69, 2006, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 2006

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Guion Rd Industrial Blvd	Guion Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Guion Rd Industrial Blvd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 348, 2006 was retitled GENERAL ORDINANCE NO. 70, 2006, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 70, 2006

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16	Lafayette Blvd Lafayette Rd	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 349, 2006. Councillor Boyd reported that the Rules and Public Policy Committee heard Proposal No. 349, 2006 on June 6, 2006. The proposal, sponsored by Councillors Gibson, Pfisterer, Talley, Franklin, Cain and Randolph, approves the Mayor's establishment of a charter school, "Lawrence Early College High School of Science and Technologies" by issuing a charter to Lawrence Early College High School, Inc. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Boyd moved, seconded by Councillor Gibson, for adoption. Proposal No. 349, 2006 was adopted on the following roll call vote; viz:

25 YEAS: Abdullah, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Gibson, Gray, Keller, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Plowman, Randolph, Salisbury, Schneider, Speedy, Talley
1 NAY: Sanders
3 ABSENT: Franklin, Langsford, Pfisterer

Proposal No. 349, 2006 was retitled COUNCIL RESOLUTION NO. 89, 2006, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 89, 2006

A PROPOSAL FOR A COUNCIL RESOLUTION approving the Mayor's establishment of a charter school, "Lawrence Early College High School of Science and Technologies" by issuing a charter to Lawrence Early College High School, Inc.

WHEREAS, the Mayor is authorized by IC 20-24 to issue charters for chartered schools within the Consolidated City; and

WHEREAS, IC 20-24-3-5 requires that a majority of the members of the City-County Council approve the establishment of charter schools prior to the Mayor issuing a charter; and

WHEREAS, the Mayor has announced his intention to issue a charter to Lawrence Early College High School, Inc. for a charter school named "Lawrence Early College High School of Science and Technologies;" now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. A majority of the members of the City-County Council hereby authorizes the Mayor to establish a charter school, "Lawrence Early College High School of Science and Technologies" by issuing a charter to Lawrence Early College High School, Inc.

SECTION 2. This resolution shall be in full force and effect from and after adoption.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Borst stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Mansfield and Langsford in memory of Staff Sergeant Richard A. Blakley;
- (2) Councillor Oliver in memory of Brenda Louise Ballard Cushenberry and Robert Ross;
- (3) Councillors Pfisterer, McWhirter, Langsford, Randolph, Brown and Gray in memory of Joe Wilkerson; and
- (4) All Councillors in memory of Ned Reese; and
- (5) Councillor Randolph in memory of Rev. Bernie "Aritha" Shobe, Sr., Antwon L. Davis, Ann Levinsky Bimbaum, Quincy Victor Jones and Clarence E. Trigg.

Councillor Borst moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Staff Sergeant Richard A. Blakley, Brenda Louise Ballard Cushenberry, Robert Ross, Joe Wilkerson, Ned Reese, Rev. Bernie "Aritha" Shobe, Sr., Antwon L. Davis, Ann Levinsky Bimbaum, Quincy Victor Jones and Clarence E. Trigg. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:44 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 19th day of June, 2006.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)

